

# UTILITY PATENT APPLICATION TRANSMITTAL (Small Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.  
P1035.13004

Total Pages in this Submission  
32

## TO THE COMMISSIONER FOR PATENTS

Mail Stop Patent Application

P.O. Box 1450

Alexandria, VA 22313-1450

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

**A BODY FLUID ASPIRATION AND INJECTION SYSTEM**

and invented by:

**HANS MULLER**

If a **CONTINUATION APPLICATION**, check appropriate box and supply the requisite information:

☐ Continuation ☐ Divisional ☒ Continuation-in-part (CIP) of prior application No.: 10/048,693

Which is a:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.:

Which is a:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.:

Enclosed are:

### Application Elements

1. ☒ Filing fee as calculated and transmitted as described below
2. ☒ Specification having 18 pages and including the following:
  - a. ☒ Descriptive Title of the Invention
  - b. ☒ Cross References to Related Applications (if applicable)
  - c. ☒ Statement Regarding Federally-sponsored Research/Development (if applicable)
  - d. ☐ Reference to Sequence Listing, a Table, or a Computer Program Listing Appendix
  - e. ☒ Background of the Invention
  - f. ☒ Brief Summary of the Invention
  - g. ☒ Brief Description of the Drawings (if filed)
  - h. ☒ Detailed Description
  - i. ☒ Claim(s) as Classified Below
  - j. ☒ Abstract of the Disclosure

19704 U.S. PTO  
10/649555



**UTILITY PATENT APPLICATION TRANSMITTAL**  
**(Small Entity)**

*(Only for new nonprovisional applications under 37 CFR 1.53(b))*

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**Application Elements (Continued)**

3. ☒ Drawing(s) *(when necessary as prescribed by 35 USC 113)*
- a. ☒ Formal      Number of Sheets      Four (4)
- b. ☐ Informal      Number of Sheets      \_\_\_\_\_
4. ☐ Oath or Declaration
- a. ☐ Newly executed *(original or copy)*      ☐ Unexecuted
- b. ☐ Copy from a prior application (37 CFR 1.63(d)) *(for continuation/divisional application only)*
- c. ☐ With Power of Attorney      ☐ Without Power of Attorney
- d. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s) named in the prior application,  
see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5. ☐ Incorporation By Reference *(usable if Box 4b is checked)*  
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. ☐ CD ROM or CD-R in duplicate, large table or Computer Program (Appendix)
7. ☐ Application Data Sheet (See 37 CFR 1.76)
8. ☐ Nucleotide and/or Amino Acid Sequence Submission *(if applicable, all must be included)*
- a. ☐ Computer Readable Form (CFR)
- b. ☐ Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies); or
- ii. ☐ Paper
- c. ☐ Statement(s) Verifying Identical Paper and Computer Readable Copy

**Accompanying Application Parts**

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(B) Statement (when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement/PTO-1449      ☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. ☒ Certificate of Mailing
- ☐ First Class      ☒ Express Mail *(Specify Label No.):* EV 132097431 US

**UTILITY PATENT APPLICATION TRANSMITTAL  
(Small Entity)**

*(Only for new nonprovisional applications under 37 CFR 1.53(b))*

Docket No.

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**Accompanying Application Parts (Continued)**

17. ☒ Applicant claims small entity status. See 37 CFR 1.27.

☐ (Optional) Small Entity Statement(s) - Specify Number of Statements Submitted: \_\_\_\_\_

18. ☐ Additional Enclosures *(please identify below)*:

**Request That Application Not Be Published Pursuant To 35 U.S.C. 122(b)(2)**

19. ☐ Pursuant to 35 U.S.C. 122(b)(2), Applicant hereby requests that this patent application not be published pursuant to 35 U.S.C. 122(b)(1). Applicant hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing of the application.

**Warning**

***An applicant who makes a request not to publish, but who subsequently files in a foreign country or under a multilateral international agreement specified in 35 U.S.C. 122(b)(2)(B)(i), must notify the Director of such filing not later than 45 days after the date of the filing of such foreign or international application. A failure of the applicant to provide such notice within the prescribed period shall result in the application being regarded as abandoned, unless it is shown to the satisfaction of the Director that the delay in submitting the notice was unintentional.***

08/26/03

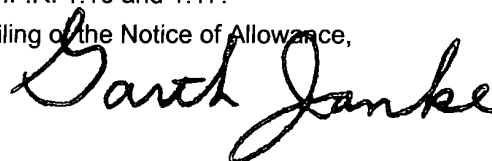
16152 U.S. PTO

**UTILITY PATENT APPLICATION TRANSMITTAL**  
**(Small Entity)***(Only for new nonprovisional applications under 37 CFR 1.53(b))*Docket No.  
P1035.13004Total Pages in this Submission  
32**Fee Calculation and Transmittal****CLAIMS AS FILED**

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	10	- 20 =	0	x \$9.00	\$0.00
Indep. Claims	1	- 3 =	0	x \$42.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
BASIC FEE					\$375.00
OTHER FEE (specify purpose) _____					\$0.00
TOTAL FILING FEE					\$375.00

- ☒ A check in the amount of **\$375.00** to cover the filing fee is enclosed.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **02-2451** as described below.
- ☐ Charge the amount of \_\_\_\_\_ as filing fee.
- ☒ Credit any overpayment.
- ☒ Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.
- ☐ Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

Dated: August 26, 2003



Signature

Garth Janke, Reg. No. 40,662  
BIRDWELL, JANKE & DURANDO, PLC  
1100 SW Sixth Avenue, Suite 1400  
Portland, Oregon 97204  
Tel: 503-228-1841

cc:

**TRANSMITTAL LETTER  
(General - Patent Pending)**

Docket No.  
**P1035.13004**

In Re Application Of: **HANS MULLER**

Serial No.

Filing Date  
**August 26, 2003**

Examiner

Group Art Unit

Title: **A BODY FLUID ASPIRATION AND INJECTION SYRINGE**

**TO THE COMMISSIONER FOR PATENTS:**

Transmitted herewith is:

**CIP PATENT APPLICATION; TRANSMITTAL LETTER (in duplicate); CHECK \$375;  
FORMAL DRAWINGS (4 sheets); DRAWING TRANS. LETTER;  
CERT OF MAILING (EXPRESS EV 132097431 US);  
TRANSMITTAL LETTER (in duplicate); and POSTCARD**

in the above identified application.

- ☐ No additional fee is required.
- ☒ A check in the amount of **\$375.00** is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **02-2451**  
as described below.
- ☐ Charge the amount of
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

  
\_\_\_\_\_  
Signature

Dated: **August 26, 2003**

**Garth Janke, Reg. No. 40,662  
BIRDWELL, JANKE & DURANDO, PLC  
1100 SW Sixth Avenue, Suite 1400  
Portland, Oregon 97204  
Tel: 503-228-1841**

I certify that this document and fee is being deposited  
on \_\_\_\_\_ with the U.S. Postal Service as  
first class mail under 37 C.F.R. 1.8 and is addressed to the  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA  
22313-1450.

*Signature of Person Mailing Correspondence*

**L.H. Rouske**

*Typed or Printed Name of Person Mailing Correspondence*

CC:

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**Applicant(s): **HANS MULLER**

Docket No.

**P1035.13004**

Serial No.

Filing Date

**August 26, 2003**

Examiner

Group Art Unit

Invention: **A BODY FLUID ASPIRATION AND INJECTION SYRINGE**

I hereby certify that the following correspondence:

**CIP PATENT APPLICATION; CHECK \$375; TRANS. LETTER (in dup.); DRAWINGS (4); DRAWING TRANS.; TRANSMITTAL LETTER (in duplicate); POSTCARD***(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

August 26, 2003*(Date)*L.H. Rouske*(Typed or Printed Name of Person Mailing Correspondence)**(Signature of Person Mailing Correspondence)*EV 132097431 US*("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**

**TRANSMITTAL OF FORMAL DRAWINGS**Docket No.  
P1035.13004In Re Application Of: **HANS MULLER**

Serial No.

Filing Date

Confirmation No.

Examiner

Art Unit

**August 26, 2003**Invention: **A BODY FLUID ASPIRATION AND INJECTION SYRINGE**

Address to:

**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

Transmitted herewith are:

**Four (4)** sheets of formal drawing(s) for this application.☒ Each sheet of drawing indicates the identifying indicia suggested in 37 CFR Section 1.84(c).Dated: **August 26, 2003***Signature***Garth Janke, Reg. No. 40,662,337  
BIRDWELL, JANKE & DURANDO, PLC  
1100 SW Sixth Avenue, Suite 1400  
Portland, Oregon 92704  
Tel: 503-228-1841**

I certify that this document and attached formal drawings are being deposited on \_\_\_\_\_ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*Signature of Person Mailing Correspondence**Typed or Printed Name of Person Mailing Correspondence*